

**BOARD OF ZONING APPEALS**  
**CITY OF MILWAUKEE**

**REGULAR MEETING - FEBRUARY 10, 2000**  
**City Hall, Common Council Committee Room 301-B**

***MINUTES***

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**PRESENT:** **Chairman:** Craig H. Zetley (*voting on items 1-57*)

**Members:** Henry P. Szymanski (*voting on items 50-57*)  
Scott R. Winkler (*voting on items 1-57*)  
Catherine M. Doyle (*voting on items 1-57*)  
Roy B. Nabors (*voting on items 1-48, 50-57*)

**Alt. Board Members:** Georgia M. Cameron (*voting on items 1-49*)  
Donald Jackson (*voting on item 49*)

**START TIME:** 2:14 p.m.

**END TIME:** 5:00 p.m.

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<u>Item No.</u>	<u>Case No./ Case Type</u>	<u>Description</u>	<u>Premises Address/Ald. Dist.</u>
1	22761 Dimensional Variance	Dennis Polzin, Property Owner  Request for an extension of time to comply with the conditions of Decision No. 20923.	3500-10 W. Lincoln Av. 8th Dist.
	Action:	Granted	
	Motion:	Roy Nabors moved to grant the appeal. Seconded by Catherine M. Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	
2	22762 Extension of Time	Latino Community Center, Inc. Modesto Fontanez, Prospective Buyer  Request to request an extension of time to comply with the conditions of Decisions No. 21739.	807 S. 14th St. 12th Dist.
	Action:	Granted	
	Motion:	Roy Nabors moved to grant the appeal. Seconded by Catherine M. Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	

<b><u>Item No.</u></b>	<b><u>Case No./ Case Type</u></b>	<b><u>Description</u></b>	<b><u>Premises Address/Ald. Dist.</u></b>
3	22443 Special Use	Assembly of Pentecostal Rev. William Gotay, Lessee  Request to occupy the premises as a church.	2690 S. 12th St. A/K/A 2686 S. 12th St. 8th Dist.
	Action:	Dismissed	
	Motion:	Roy Nabors motioned to dismiss the appeal. Seconded by Catherine M. Doyle.	
4	22788 Extension of Time	Opal Veal, Property Owner  Request for an extension of time request to comply with the conditions of Decision No. 20840.	2425 N. 40th St. 17th Dist.
	Action:	Granted	
	Motion:	Roy B. Nabors motioned to grant the appeal. Seconded by Catherine M. Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	
5	22763 Special Use	Gurbachan Singh, Lessee  Request for a change of operator to continue occupying the premises as a gas station and convenience store.	1341 W. Center St. 17th Dist.
	Action:	Granted	
	Motion:	Roy B. Nabors motioned to grant the appeal. Seconded by Catherine Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	

<u>Item No.</u>	<u>Case No./ Case Type</u>	<u>Description</u>	<u>Premises Address/Ald. Dist.</u>
6	22390 Special Use	Clark Retail Enterprises, Inc., Property Owner  Request to continue occupying the premises as a motor vehicle pumping station and to install free-standing ATM.	2200 N. Prospect Av. 3rd Dist.
	Action:	Granted 10 yrs.	
	Motion:	Roy B. Nabors motioned to grant the appeal. Seconded by Catherine M. Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	
	Conditions of Approval:	<p>1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.</p> <p>2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.</p> <p>3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.</p> <p>4. That there is no outdoor storage or display of products or merchandise.</p> <p>5. That landscaping and screening plans meeting the intent of s. 295-75 are submitted to the Department of City Development -- Planning Administration and stamped approved within thirty (30) days of the date hereof. The plan must include acceptable screening of all garbage dumpsters. A copy of the approved plan must then be returned by the applicant to the Board office.</p> <p>6. That no portable or non-permanent advertising signs are placed within the street right-of-way, or within a distance of ten feet from the street right-of-way.</p> <p>7. That the excess sign projection into the North Farwell Avenue right-of-way is eliminated.</p> <p>8. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.</p>	

<b><u>Item No.</u></b>	<b><u>Case No./ Case Type</u></b>	<b><u>Description</u></b>	<b><u>Premises Address/Ald. Dist.</u></b>
7	22775 Dimensional Variance	Gayle Fuerst, Property Owner  Request to construct a dormer at the south side of the single family dwelling unit.	3272 S. Pine Av. 4th Dist.
	Action:	Granted	
	Motion:	Roy Nabors moved to grant the appeal. Seconded by Catherine M. Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	
	Conditions of Approval:	<ol style="list-style-type: none"> <li>1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.</li> <li>2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.</li> <li>3. That the petitioner build in accordance with plans submitted.</li> <li>4. That this Variance is granted to run with the land.</li> </ol>	
8	22773 Special Use	Rent-A-Center, Inc., Lessee Robert Render  Request to occupy the premises as a rental store.	7600 W. Capitol Dr. 5th Dist.
	Action:	Granted 10 yrs.	
	Motion:	Roy Nabors moved to grant the appeal. Seconded by Catherine Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	
	Conditions of Approval:	<ol style="list-style-type: none"> <li>1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.</li> <li>2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.</li> <li>3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.</li> <li>4. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.</li> </ol>	

<u>Item No.</u>	<u>Case No./ Case Type</u>	<u>Description</u>	<u>Premises Address/Ald. Dist.</u>
9	22391 Special Use	Clark Retail Enterprises, Inc., Property Owner  Request to continue occupying the premises as a motor vehicle pumping station and to install free-standing ATM.	4751 N. Santa Monica Bl. 6th Dist.
	Action:	Granted 10 yrs.	
	Motion:	Roy Nabors moved to grant the appeal. Seconded by Catherine Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	
	Conditions of Approval:	<ol style="list-style-type: none"> <li>1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.</li> <li>2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.</li> <li>3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.</li> <li>4. That there is no outdoor storage or display of products or merchandise.</li> <li>5. That landscaping and screening plans meeting the intent of s. 295-75 are submitted to the Department of City Development -- Planning Administration and stamped approved within thirty (30) days of the date hereof. The plan must include acceptable screening of all garbage dumpsters. A copy of the approved plan must then be returned by the applicant to the Board office.</li> <li>6. That no portable or non-permanent advertising signs are placed within the street right-of-way, or within a distance of ten feet from the street right-of-way.</li> <li>7. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.</li> </ol>	

<b><u>Item No.</u></b>	<b><u>Case No./ Case Type</u></b>	<b><u>Description</u></b>	<b><u>Premises Address/Ald. Dist.</u></b>
10	22741 Special Use	John Brodersen Popeye's, Property Owner	405 W. Center St. 6th Dist.
		Request to continue occupying the premises as a type "B" restaurant with a drive through.	
	Action:	Granted 10 yrs.	
	Motion:	Roy Nabors moved to grant the appeal. Seconded by Catherine Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	
	Conditions of Approval:	<p>1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.</p> <p>2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.</p> <p>3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.</p> <p>4. That all prior conditions of the Board regarding this premises are maintained.</p> <p>5. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.</p>	
11	22737 Special Use	John Brodersen Popeye's, Property Owner	207 E. Capitol Dr. 6th Dist.
		Request to continue occupying the premises as a type "B" restaurant with a drive through.	
	Action:	Granted 10 yrs.	
	Motion:	Roy Nabors moved to grant the appeal. Seconded by Catherine Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	
	Conditions of Approval:	<p>1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.</p> <p>2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.</p> <p>3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.</p> <p>4. That supplemental signing and pavement markings are installed adjacent to the East Capitol Drive driveway exit to advise motorists of the existing one-way traffic pattern.</p> <p>5. That all prior conditions of the Board regarding this premises are maintained.</p>	

<u>Item No.</u>	<u>Case No./ Case Type</u>	<u>Description</u>	<u>Premises Address/Ald. Dist.</u>
12	22738 Special Use	John Brodersen Popeye's, Property Owner  Request to continue occupying the premises as a type "B" restaurant with drive-through and to construct an accessory storage building.  Action: Granted 10 yrs.  Motion: Roy Nabors moved to grant the appeal. Seconded by Catherine Doyle.  Vote: 4 Ayes, 0 Nays, 1 C. Zetley Abstained.  Conditions of Approval: 1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.  2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.  3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.  4. That all prior conditions of the Board regarding this premises are maintained.  5. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.	2329 W. North Av. 7th Dist.
13	22757 Special Use	Sabrina Hampton Pooh Bears Day Care Center, Lessee  Request to occupy the premises as a day care center for 50 children, ages 4 wks. - 8yrs, from 6 am to 6:30 p.m.  Action: Adjourned  Motion: This appeal was adjourned at the request of DCD, and will be rescheduled at the next available hearing.	4128-30 W. Burleigh St. A/K/A 3106 N. 42nd St. 7th Dist.
14	22734 Special Use	Bethel Baptist Church Bethel Community Daycare Center, Property Owner  Request to occupy the premises as a day care center for 70 children, ages 4wks. to 12 yrs., from 6 a.m. to 6pm.  Action: Adjourned  Motion: This appeal was adjourned at the request of an interested party and will be rescheduled at the next available hearing.  Vote: 4 Ayes, 0 Nays, 1 C. Zetley Abstained.	2014 W. North Av. A/K/A 2730 W. North Av. 7th Dist.

<b><u>Item No.</u></b>	<b><u>Case No./ Case Type</u></b>	<b><u>Description</u></b>	<b><u>Premises Address/Ald. Dist.</u></b>
15	22543 Special Use	Iglesia Ebenezer Pentecostal  Request to continue occupying the premises as a church.	2500 S. 9th Pl. 8th Dist.
	Action:	Adjourned	
	Motion:	This item was adjourned at the request of the Dept. of City Development and will be rescheduled at the next available hearing.	
16	22782 Special Use	Brown Deer Sales Mike Hansen, Property Owner  Request to construct an addition to the existing building and continue occupying the premises as a motor vehicle sales and rental facility.	8975 W. Brown Deer Rd. 9th Dist.
	Action:	Granted 10 yrs.	
	Motion:	Roy Nabors moved to grant the appeal. Seconded by Catherine Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	
	Conditions of Approval:	<p>1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.</p> <p>2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.</p> <p>3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.</p> <p>4. That all prior conditions of the Board regarding this premises are maintained.</p> <p>5. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.</p>	



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17	22742 Special Use	John Brodersen Popeye's, Property Owner	6120 W. Silver Spring Dr. 9th Dist.
		Request to continue occupying the premises as a type "B" restaurant with a drive through.	
	Action:	Granted 10 yrs.	
	Motion:	Roy Nabors moved to grant the appeal. Seconded by Catherine Doyle	
	Vote:	4 Ayes, 0 Nays, 1 Abstained.	
	Conditions of Approval:	<p>1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.</p> <p>2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.</p> <p>3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.</p> <p>4. That supplemental signing and pavement markings are installed adjacent to the W. Silver Spring Drive drive-through exit to advise motorists of the existing one-way traffic pattern.</p> <p>5. That all prior conditions of the Board regarding this premises are maintained.</p> <p>6. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.</p>	

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18	22396 Special Use	Clark Retail Enterprises, Inc., Property Owner  Request to continue occupying the premises as a motor vehicle pumping station and to install free-standing ATM.	5909 W. Good Hope Rd. 9th Dist.
	Action:	Granted 10 yrs.	
	Motion:	Roy Nabors moved to grant the appeal. Seconded by Catherine Doyle	
	Vote:	4 Ayes, 0 Nays, 1 Abstained.	
	Conditions of Approval:	<p>1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.</p> <p>2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.</p> <p>3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.</p> <p>4. That there is no outdoor storage or display of products or merchandise.</p> <p>5. That landscaping and screening plans meeting the intent of s. 295-75 are submitted to the Department of City Development -- Planning Administration and stamped approved within thirty (30) days of the date hereof. The plan must include acceptable screening of all garbage dumpsters. A copy of the approved plan must then be returned by the applicant to the Board office.</p> <p>6. That no portable or non-permanent advertising signs are placed within the street right-of-way, or within a distance of ten feet from the street right-of-way.</p> <p>7. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.</p>	

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19	22394 Special Use	Clark Retail Enterprises, Inc., Property Owner By: Paul S. Schmitter	3100 S. 60th St. 11th Dist.
		Request to continue occupying the premises as a motor vehicle pumping station and to install free-standing ATM.	
	Action:	Granted 10 yrs.	
	Motion:	Roy Nabors moved to grant the appeal. Seconded by Catherine Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 Abstained.	
	Conditions of Approval:	<p>1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.</p> <p>2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.</p> <p>3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.</p> <p>4. That there is no outdoor storage or display of products or merchandise.</p> <p>5. That landscaping and screening plans meeting the intent of s. 295-75 are submitted to the Department of City Development -- Planning Administration and stamped approved within thirty (30) days of the date hereof. The plan must include acceptable screening of all garbage dumpsters. A copy of the approved plan must then be returned by the applicant to the Board office.</p> <p>6. That no portable or non-permanent advertising signs are placed within the street right-of-way, or within a distance of ten feet from the street right-of-way.</p> <p>7. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.</p>	

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20	22759 Use Variance	Happy Endings Inc. Jean Mazurek, Lessee  Request to occupy a portion of the premises as an animal shelter.  Action: Granted 10 yrs.  Motion: Roy Nabors moved to grant the appeal. Seconded by Catherine Doyle.  Vote: 4 Ayes, 0 Nays, 1 Abstained.  Conditions of Approval: 1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.  2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.  3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.  4. That this Variance is granted for a period of ten (10) years, commencing with the date hereof.	5349 W. Forest Home Av. 11th Dist.
21	22777 Special Use	Dieter F. Wegner, III  Request to occupy the premises as a live/work building subject to 295-14-2.5.  Action: Granted 10 yrs.  Motion: Roy Nabors moved to grant the appeal. Seconded by Catherine Doyle.  Vote: 4 Ayes, 0 Nays, 1 Abstained.  Conditions of Approval: 1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.  2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.  3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.  4. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.	524 S. 2nd St. 12th Dist.

<b><u>Item No.</u></b>	<b><u>Case No./ Case Type</u></b>	<b><u>Description</u></b>	<b><u>Premises Address/Ald. Dist.</u></b>
22	22739 Special Use	John Brodersen Popeye's, Property Owner  Request to continue occupying the premises as a type "B" restaurant with a drive through.  Action: Granted 10 yrs.  Motion: Roy Nabors moved to grant the appeal. Seconded by Catherine Doyle.  Vote: 4 Ayes, 0 Nays, 1 C. Zetley Abstained.  Conditions of Approval: 1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.  2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.  3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.  4. That supplemental signing and pavement markings are installed adjacent to the W. National Avenue driveway exit to advise motorists of the existing one-way traffic pattern.  5. That all prior conditions of the Board regarding this premises are maintained.  6. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.	1567 W. National Av. 12th Dist.
23	22774 Dimensional Variance	Esperanza Vasquez  Request to occupy the third floor of the premises as habitable space.  Action: Granted  Motion: Roy Nabors moved to grant the appeal. Seconded by Catherine Doyle.  Vote: 4 Ayes, 0 Nays, 1 C. Zetley Abstained.  Conditions of Approval: 1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.  2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.  3. That the petitioner build in accordance with plans submitted.  4. That this Variance is granted to run with the land.	2135-37 S. 13th St. 12th Dist.

<b><u>Item No.</u></b>	<b><u>Case No./ Case Type</u></b>	<b><u>Description</u></b>	<b><u>Premises Address/Ald. Dist.</u></b>
24	22745 Special Use	Ama Aba, LLC.  Request to construct a new motor vehicle pumping station and convenience store on the premises.	1401-17 W. Mitchell St. 12th Dist.
	Action:	Adjourned	
	Motion:	This item was adjourned at the request of the Dept. of City Development and will be rescheduled at the next available hearing.	
25	22743 Special Use	Marcia's Second Time Around Mark Roeker and Eric Sobush, Prospective Buyer  Request to occupy the premises as a secondhand sales facility.	5928 S. 27th St. 13th Dist.
	Action:	Granted 10 yrs.	
	Motion:	Roy Nabors moved to grant the appeal. Seconded by Catherine Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	
	Conditions of Approval:	<ol style="list-style-type: none"> <li>1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.</li> <li>2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.</li> <li>3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.</li> <li>4. That permanent pavement markings are to be installed and maintained on site to delineate parking stalls as depicted on the site plan.</li> <li>5. That no vehicles are parked in the driveway in front of the building.</li> <li>6. That the storefront windows must remain as clear glass and must be maintained in an attractive manner.</li> <li>7. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.</li> </ol>	

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26	22783 Dimensional Variance	James R. Sr. and Judy L. Wehrl, Property Owners  Request to construct a new single family dwelling unit without the required front setback on the premises.	839 W. Grange Av. A/K/A 829 W. Grange Av. 13th Dist.
	Action:	Granted	
	Motion:	Roy Nabors moved to grant the appeal. Seconded by Catherine Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 Abstained.	
	Conditions of Approval:	<ol style="list-style-type: none"> <li>1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.</li> <li>2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.</li> <li>3. That a Certified Survey Map is submitted and approved to split the parcel as proposed.</li> <li>4. That this Variance is granted to run with the land.</li> </ol>	

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27	22397 Special Use	Clark Refining, Property Owner Paul S. Schmitter	3850 S. Howell Av. 13th Dist.
		Request to continue occupying the premises as a motor vehicle pumping station and to install free-standing ATM.	
	Action:	Granted 10 yrs.	
	Motion:	Roy Nabors moved to grant the appeal. Seconded by Catherine Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 Abstained.	
	Conditions of Approval:	<p>1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.</p> <p>2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.</p> <p>3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.</p> <p>4. That there is no outdoor storage or display of products or merchandise.</p> <p>5. That landscaping and screening plans meeting the intent of s. 295-75 are submitted to the Department of City Development -- Planning Administration and stamped approved within thirty (30) days of the date hereof. The plan must include acceptable screening of all garbage dumpsters. A copy of the approved plan must then be returned by the applicant to the Board office.</p> <p>6. That no portable or non-permanent advertising signs are placed within the street right-of-way, or within a distance of ten feet from the street right-of-way.</p> <p>7. That all prior conditions of the Board regarding this premises are maintained.</p> <p>8. That there is no parking on unpaved surfaces behind the station.</p> <p>9. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.</p>	



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28	22393 Special Use	Clark Retail Enterprises, Inc. , Property Owner By:Paul S. Schmitter	5979 S. Howell Av. 13th Dist.
		Request to continue to occupy the premises as a motor vehicle pumping station and to install free-standing ATM.	
	Action:	Granted 10 yrs.	
	Motion:	Roy Nabors moved to grant the appeal. Seconded by Catherine Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	
	Conditions of Approval:	<p>1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.</p> <p>2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.</p> <p>3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.</p> <p>4. That there is no outdoor storage or display of products or merchandise.</p> <p>5. That landscaping and screening plans meeting the intent of s. 295-75 are submitted to the Department of City Development -- Planning Administration and stamped approved within thirty (30) days of the date hereof. The plan must include acceptable screening of all garbage dumpsters. A copy of the approved plan must then be returned by the applicant to the Board office.</p> <p>6. That no portable or non-permanent advertising signs are placed within the street right-of-way, or within a distance of ten feet from the street right-of-way.</p> <p>7. That all prior conditions of the Board regarding this premises are maintained.</p> <p>8. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.</p>	

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29	22395 Special Use	Clark Retail Enterprises, Inc., Property Owner By: Paul S. Schmitter  Request to continue occupying the premises as a motor vehicle pumping station and to install free-standing ATM.	2759 S. Kinnickinnic Av. A/K/A 2765 S. Kinnickinnic Av. 14th Dist.
	Action:	Granted 10 yrs.	
	Motion:	Roy Nabors moved to grant the appeal. Seconded by Catherine Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	
	Conditions of Approval:	<p>1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.</p> <p>2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.</p> <p>3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.</p> <p>4. That there is no outdoor storage or display of products or merchandise.</p> <p>5. That landscaping and screening plans meeting the intent of s. 295-75 are submitted to the Department of City Development -- Planning Administration and stamped approved within thirty (30) days of the date hereof. The plan must include acceptable screening of all garbage dumpsters. A copy of the approved plan must then be returned by the applicant to the Board office.</p> <p>6. That no portable or non-permanent advertising signs are placed within the street right-of-way, or within a distance of ten feet from the street right-of-way.</p> <p>7. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.</p>	

<b><u>Item No.</u></b>	<b><u>Case No./ Case Type</u></b>	<b><u>Description</u></b>	<b><u>Premises Address/Ald. Dist.</u></b>
30	22772 Special Use	Half Price Books, Records, Magazines Robert D. Schirmer, Lessee  Request to occupy the premises as a secondhand sales facility.	8530 W. Brown Deer Rd. A/K/A 8514 W. Brown Deer Rd. 15th Dist.
	Action:	Granted 10 yrs.	
	Motion:	Roy Nabors moved to grant the appeal. Seconded by Catherine Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	
	Conditions of Approval:	1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.  2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.  3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.  4. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.	
31	22792 Special Use	Northwest Asphalt Products, Inc., Lessee  Request to expand the existing dispatch office on the premises.	11732 W. Hampton Av. A/K/A 11804 W. Hampton Av. 15th Dist.
	Action:	Granted 10 yrs.	
	Motion:	Roy Nabors moved to grant the appeal. Seconded by Catherine Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	
	Conditions of Approval:	1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.  2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.  3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.  4. That all prior conditions of the Board regarding this premises are maintained.  5. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.	

<u>Item No.</u>	<u>Case No./ Case Type</u>	<u>Description</u>	<u>Premises Address/Ald. Dist.</u>
32	22789 Special Use	West Shore Quick Lube, Inc. , Lessee Larry Peterson  Request to continue occupying the premises as a motor vehicle service station.	8820 N. 70th St. A/K/A 6942 W. Brown Deer Rd. 15th Dist.
	Action:	Granted 10 yrs.	
	Motion:	Roy Nabors moved to grant the appeal. Seconded by Catherine Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	
	Conditions of Approval:	<p>1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.</p> <p>2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.</p> <p>3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.</p> <p>4. That all prior conditions of the Board regarding this premises are maintained.</p> <p>5. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.</p>	

<b><u>Item No.</u></b>	<b><u>Case No./ Case Type</u></b>	<b><u>Description</u></b>	<b><u>Premises Address/Ald. Dist.</u></b>
33	22389 Special Use	Clark Retail Enterprises, Inc. , Property Owner By: Paul S. Schmitter	7535 W. Bluemound Rd. 16th Dist.
		Request to continue occupying the premises as a motor vehicle pumping station and to install free-standing ATM.	
	Action:	Granted 10 yrs.	
	Motion:	Roy Nabors moved to grant the appeal. Seconded by Catherine Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	
	Conditions of Approval:	<p>1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.</p> <p>2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.</p> <p>3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.</p> <p>4. That there is no outdoor storage or display of products or merchandise.</p> <p>5. That landscaping and screening plans meeting the intent of s. 295-75 are submitted to the Department of City Development -- Planning Administration and stamped approved within thirty (30) days of the date hereof. The plan must include acceptable screening of all garbage dumpsters. A copy of the approved plan must then be returned by the applicant to the Board office.</p> <p>6. That no portable or non-permanent advertising signs are placed within the street right-of-way, or within a distance of ten feet from the street right-of-way.</p> <p>7. That all prior conditions of the Board regarding this premises are maintained.</p> <p>8. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.</p>	

<u>Item No.</u>	<u>Case No./ Case Type</u>	<u>Description</u>	<u>Premises Address/Ald. Dist.</u>
34	22392 Special Use	Clark Retail Enterprises, Inc. , Property Owner By: Paul S. Schmitter  Request to continue occupying the premises as a motor vehicle pumping station and to install free-standing ATM.	4950 W. Lisbon Av. A/K/A 4930 W. Lisbon Av. 17th Dist.
	Action:	Granted 10 yrs.	
	Motion:	Roy Nabors moved to grant the appeal. Seconded by Catherine Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	
	Conditions of Approval:	<p>1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.</p> <p>2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.</p> <p>3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.</p> <p>4. That there is no outdoor storage or display of products or merchandise.</p> <p>5. That landscaping and screening plans meeting the intent of s. 295-75 are submitted to the Department of City Development -- Planning Administration and stamped approved within thirty (30) days of the date hereof. The plan must include acceptable screening of all garbage dumpsters. A copy of the approved plan must then be returned by the applicant to the Board office.</p> <p>6. That no portable or non-permanent advertising signs are placed within the street right-of-way, or within a distance of ten feet from the street right-of-way.</p> <p>7. That all prior conditions of the Board regarding this premises are maintained.</p> <p>8. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.</p>	

<b><u>Item No.</u></b>	<b><u>Case No./ Case Type</u></b>	<b><u>Description</u></b>	<b><u>Premises Address/Ald. Dist.</u></b>
35	22765 Special Use	Genesis I Child Day Care Cynthia Williamson, Lessee	4419-21 W. North Av. 17th Dist.
		Request to occupy the premises as a day care center for 40 children, ages infant to 12 yrs., from 6:00 a.m. to 6:00 p.m.	
	Action:	Granted 10 yrs.	
	Motion:	Roy Nabors moved to grant the appeal. Seconded by Catherine Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	
	Conditions of Approval:	<p>1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.</p> <p>2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.</p> <p>3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.</p> <p>4. That the operator complies with current State commercial code for day cares.</p> <p>5. That all prior conditions of the Board regarding this premises are maintained.</p> <p>6. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.</p>	

<b><u>Item No.</u></b>	<b><u>Case No./ Case Type</u></b>	<b><u>Description</u></b>	<b><u>Premises Address/Ald. Dist.</u></b>
36	22758 Special Use	Word of Life Ministries Rev. Mainer H. Thomas  Request to continue occupying the premises as a church and a learning center.	4161-71 N. Green Bay Av. A/K/A 4165 N Green Bay Av. 1st Dist.
	Action:	Granted 10 yrs.	
	Motion:	Roy Nabors moved to grant the appeal. Seconded by Catherine Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	
	Conditions of Approval:	<ol style="list-style-type: none"> <li>1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.</li> <li>2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.</li> <li>3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.</li> <li>4. That the rear parking area is paved as shown on the site plan prior to September 1, 2000.</li> <li>5. That parking stalls on site are delineated with permanent pavement markings in conformance with the site plan.</li> <li>6. That the existing W. Hope Avenue driveway is removed, with curb, gutter, and sidewalk restored as required by City Ordinance.</li> <li>7. That all prior conditions of the Board regarding this premises are maintained.</li> <li>8. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.</li> </ol>	



<b><u>Item No.</u></b>	<b><u>Case No./ Case Type</u></b>	<b><u>Description</u></b>	<b><u>Premises Address/Ald. Dist.</u></b>
37	22740 Special Use	John Brodersen Popeye's, Property Owner	2910 W. Capitol Dr. 1st Dist.
		Request to continue to occupy the premises as a type "B" restaurant with a drive through.	
	Action:	Granted 10 yrs.	
	Motion:	Roy Nabors moved to grant the appeal. Seconded by Catherine Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	
	Conditions of Approval:	<p>1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.</p> <p>2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.</p> <p>3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.</p> <p>4. That the "Job Center Parking" sign is removed from the North 29th Street public right-of-way.</p> <p>5. That all prior conditions of the Board regarding this premises are maintained.</p> <p>6. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.</p>	
38	22784 Special Use	Our Happy Home Discovery Center Christine Robinson, Lessee	6709 W. Villard Av. 2nd Dist.
		Request to occupy the premises as a day care center for 41 children, ages 4wks to 12 yrs., from 6 a.m. to 6 p.m.	
	Action:	Granted 10 yrs.	
	Motion:	Roy Nabors moved to grant the appeal. Seconded by Catherine Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	
	Conditions of Approval:	<p>1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.</p> <p>2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.</p> <p>3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.</p> <p>4. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.</p>	

<b><u>Item No.</u></b>	<b><u>Case No./ Case Type</u></b>	<b><u>Description</u></b>	<b><u>Premises Address/Ald. Dist.</u></b>
39	22598 Appeal of an Order	The Salvation Army, Inc. , Lessee Major James Frye  Request to appeal an order by the Department of Neighborhood Services.	3120-28 W. Wisconsin Av. 4th Dist.
	Action:	Adjourned	
	Motion:	Scott Winkler moved to adjourn the appeal. Seconded by Catherine Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	
40	22507 Special Use	Apostolic Tabernacle Church Rev. Paul Prostinak, Property Owner  Request to construct a 50'x 120' addition to the existing church.	4112 W. Burleigh St. 7th Dist.
	Action:	Granted 10 yrs.	
	Motion:	Catherine Doyle moved to grant the appeal. Seconded by Georgia Cameron	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	
	Conditions of Approval:	1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.  2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.  3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.  4. That the appellant continue to work with the Department of City Development on sign plans.  5. That this Special Use and this Variance is granted for a period of ten (10) years, commencing with the date hereof.	

<b><u>Item No.</u></b>	<b><u>Case No./ Case Type</u></b>	<b><u>Description</u></b>	<b><u>Premises Address/Ald. Dist.</u></b>
41	22572 Special Use	Stephanie Y. Ruffin Mother's Helper Day Care, Property Owner  Request to occupy the premises as a day care center for 17 children, infant to 6 yrs., from 6am to 11pm.  Action: Granted 10 yrs.  Motion: Scott Winkler moved to grant the appeal. Seconded by Georgia Cameron.  Vote: 4 Ayes, 0 Nays, 1 C. Zetley Abstained.  Conditions of Approval: 1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.  2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.  3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.  4. That all existing code violations are corrected prior to the issuance of an occupancy permit.  5. That the N. 46th St. driveway is closed with curb, gutter, and sidewalk restored as required by City Ordinance.  6. That a loading zone of a minimum length of 60 feet is applied for and maintained on W. Center St. to support child drop-off and pick-up.  7. That signage is limited to a maximum of 50 sq. ft.  8. That the storefront windows remain as clear glass and are maintained in a neat and attractive manner.  9. That the parking area to the west of the building is to be developed as a fenced, outdoor play area and the driveway must be abandoned and restored with curb, gutter, and sidewalk.  10. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.	4527 W. Center St. 7th Dist.
42	22621 Dimensional Variance	Kubenik Development Corp. Don Kubenik, Property Owner  Request to construct an eight family apartment on the premises.  Action: Adjourned  Motion: Roy Nabors moved to adjourn the appeal. Seconded by Scott Winkler.  Vote: 4 Ayes, 0 Nays, 1 C. Zetley Abstained.	8603 W. Oklahoma Av. 11th Dist.

<b><u>Item No.</u></b>	<b><u>Case No./ Case Type</u></b>	<b><u>Description</u></b>	<b><u>Premises Address/Ald. Dist.</u></b>
43	22559 Use Variance	Milwaukee LGBT Community Center, Lessee By: Neil Albrecht  Request to occupy the premises as a community center.	170 S. 2nd St. 12th Dist.
	Action:	Granted 5 yrs.	
	Motion:	Catherine Doyle moved to grant the appeal. Seconded by Scott Winkler.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	
	Conditions of Approval:	1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.  2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.  3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.  4. That this Variance is granted for a period of five (5) years, commencing with the date hereof.	
44	22619 Use Variance	La Causa, Inc., Property Owner David A. Espinoza  Request to use premises as a parking lot	1412-14 S. 8th St. 12th Dist.
	Action:	Adjourned	
	Motion:	This item was adjourned at the request of the petitioner and will be rescheduled at the next available hearing.	
45	22618 Use Variance	La Causa, Inc., Property Owner David A. Espinoza  Request to use premises as a parking lot.	1313-19 S. 8th St. 12th Dist.
	Action:	Adjourned	
	Motion:	This item was adjourned at the request of the petitioner and will be rescheduled at the next available hearing.	
46	22330 Special Use	La Causa, Inc., Property Owner David A. Espinoza  Request to occupy the premises as a social service facility.	804-08 W. Greenfield Av. 12th Dist.
	Action:	Adjourned	
	Motion:	This item was adjourned at the request of the petitioner and will be rescheduled at the next available hearing.	

<b><u>Item No.</u></b>	<b><u>Case No./ Case Type</u></b>	<b><u>Description</u></b>	<b><u>Premises Address/Ald. Dist.</u></b>
47	22092 Special Use	La Causa, Inc., Property Owner David A. Espinoza  Request to occupy premises as a day care for 325 children 3 mon. to 12 yrs., 24 hours per day.	809 W. Greenfield Av. 12th Dist.
	Action:	Adjourned	
	Motion:	This item was adjourned at the request of the petitioner and will be rescheduled at the next available hearing.	
48	22735 Special Use	La Causa, Inc., Property Owner David A. Espinoza  Request to occupy the premises as a multi-use building.	1643-87 S. 2nd St. 12th Dist.
	Action:	Adjourned	
	Motion:	This item was adjourned at the request of the petitioner and will be rescheduled at the next available hearing.	
49	22109 Special Use	The Salvation Army Major Ronald G. Larsen, Property Owner  Request to continue to occupy the premises for the sale of second hand merchandise.	2254-64 S. Kinnickinnic Av. 14th Dist.
	Action:	Granted 3 yrs.	
	Motion:	Catherine Doyle moved to grant the appeal. Seconded by	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	
	Conditions of Approval:	1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.  2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.  3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.  4. That there is no storage or display of goods in the public right-of-way.  5. That all conditions of the prior decision are complied with in every respect except as otherwise amended herein.  6. That this Special Use is granted for a period of three (3) years, commencing with the date hereof.	

<b><u>Item No.</u></b>	<b><u>Case No./ Case Type</u></b>	<b><u>Description</u></b>	<b><u>Premises Address/Ald. Dist.</u></b>
50	22360 Use Variance	Larry Richter Property Owner  Request to continue occupying the premises as a contractor's yard.  Action: Adjourned  Motion: Henry Szymanski moved to adjourn the appeal. Seconded by Scott Winkler. Applicant must appear or case denied.	3142 S. 13th St. 14th Dist.
51	22732 Special Use	Michael O'Gorman O'Gormans Service Auto Repair, Property Owner  Request to occupy the premises as a motor vehicle repair facility.  Action: Granted 10 yrs.  Motion: Scott Winkler moved to grant the appeal. Seconded by Henry Szymanski.  Vote: 4 Ayes, 0 Nays, 1 C. Zetley Abstained.  Conditions of Approval: <ol style="list-style-type: none"> <li>1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.</li> <li>2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.</li> <li>3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.</li> <li>4. That no customer vehicles associated with this use are parked, stored or repaired on any public street or other public right-of-way.</li> <li>5. That no disabled or unlicensed vehicles or parts are to be stored outside.</li> <li>6. That all repair work is to be conducted inside of the building.</li> <li>7. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.</li> </ol>	540 N. Hawley Rd. 16th Dist.
52	22628 Dimensional Variance	Eller Media Company, Lessee Jason Saari  Request to increase the height of an off-premise sign from 40 feet to 55 feet.  Action: Adjourned  Motion: This item was adjourned at the request of the petitioner and will be rescheduled at the next available hearing.	7500 W. Brown Deer Rd. 15th Dist.

<b><u>Item No.</u></b>	<b><u>Case No./ Case Type</u></b>	<b><u>Description</u></b>	<b><u>Premises Address/Ald. Dist.</u></b>
53	22514 Use Variance	Super Six, LLC Gary A. Knopp, Property Owner  Request to occupy the premises as light manufacturing, fabrication, and assembly of custom products.	3806 W. Lisbon Av. 17th Dist.
	Action:	Granted 10 yrs.	
	Motion:	Scott Winkler moved to grant the appeal. Seconded by Henry Szymanski.	
	Vote:	4 Ayes, 1 Nays, Abstained.	
	Conditions of Approval:	<p>1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.</p> <p>2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.</p> <p>3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.</p> <p>4. That the appellant produce no more than 1 unit per month in accordance with the plan of operation.</p> <p>5. That if the Department of Neighborhood services receives a written complaint from the Milwaukee Police Department that this variance is subject to review to ensure that the business is operating in accordance with the term of this approval.</p> <p>7. That this Variance is granted for a period of ten (10) years, commencing with the date hereof.</p>	

<b><u>Item No.</u></b>	<b><u>Case No./ Case Type</u></b>	<b><u>Description</u></b>	<b><u>Premises Address/Ald. Dist.</u></b>
54	22600 Special Use	William C. Adams, Lessee  Request to occupy the premises as a used car dealership.	4635 N. Hopkins St. 1st Dist.
	Action:	Granted 10 yrs.	
	Motion:	Roy Nabors moved to grant the appeal. Seconded by Scott Winkler.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	
	Conditions of Approval:	<ol style="list-style-type: none"> <li>1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.</li> <li>2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.</li> <li>3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.</li> <li>4. That no vehicles associated with this use be displayed, repaired or parked for extended periods of time on any portion of the public right-of-way, including streets, sidewalks or driveways to the site.</li> <li>5. That no more than 19 vehicles, including employee, display or customer vehicles, are to be parked on site at any time, consistent with the parking pattern identified on the site plan.</li> <li>6. That the site is landscaped and screened per city code.</li> <li>7. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.</li> </ol>	
55	22103 Special Use	Omni Enrichment, Inc. Barbara Trip  Request to occupy the premises as a social service facility.	4900 W. Fond Du Lac Av. 10th Dist.
	Action:	Dismissed	
	Motion:	Roy Nabors moved to dismiss the appeal. Seconded by Henry Szymanski.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	



<u>Item No.</u>	<u>Case No./ Case Type</u>	<u>Description</u>	<u>Premises Address/Ald. Dist.</u>
56	22481 Special Use	Debra Davis National Ave. Angel's Day Care, Lessee	3426 W. National Av. 16th Dist.
		Request to occupy the premises as a day care center for 20 children, infant to 13 yrs., from 6:00 a.m. to 12:00 a.m.	
	Action:	Granted 10 yrs.	
	Motion:	Henry Szymanski moved to grant the appeal. Seconded by Catherine Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	
	Conditions of Approval:	<p>1. That the building and premises shall, in all other respects, comply with applicable building and zoning code regulations.</p> <p>2. That any permits required to execute the approved plans be obtained within six (6) months of the date hereof.</p> <p>3. That the Plan of Operation and all plans as submitted to the Board, be fully complied with and maintained.</p> <p>4. That the applicant comply with the State commercial code for day care centers.</p> <p>5. That all child pick-up and drop-off by parents, or by any transport vehicles to be provided by the day care center, occur in the parking lot located to the rear of the site.</p> <p>6. That the rear parking area must be paved as required by City Ordinances.</p> <p>7. That the day care operator must execute a right-of-access agreement with the City of Milwaukee as outlined in the letter from the City Attorney concerning this matter dated November 10, 1999.</p> <p>8. That no occupancy permit for this use be granted until this right-of-access agreement is executed.</p> <p>9. That the appellant must submit documentation to the Board of Zoning Appeals office that the City of Milwaukee, Department of Public Works does not object to the day care center's use of the adjacent play lot to satisfy the day care's play space requirement.</p> <p>10. That the play space not be used after 7:00 P.M.</p> <p>11. That this Special Use is granted for a period of ten (10) years, commencing with the date hereof.</p>	

<u>Item No.</u>	<u>Case No./ Case Type</u>	<u>Description</u>	<u>Premises Address/Ald. Dist.</u>
57	22550 Use Variance	3 S of Milwaukee, Inc. , Property Owner Steven S. Salaja  Request to construct a parking lot and volleyball court on the premises to be used in conjunction with the existing tavern.	5826 W. St Paul Av. 16th Dist.
	Action:	Adjourned	
	Motion:	Roy Nabors moved to adjourn the appeal. Seconded by Catherine Doyle.	
	Vote:	4 Ayes, 0 Nays, 1 C. Zetley Abstained.	

**Other Business:**

Board member Cameron moved to approve the minutes of the January 20, 2000 meeting. Seconded by Board member Winkler. Unanimously approved.

The Board set the next meeting for March 2, 2000.

Board member Nabors moved to adjourn the meeting at 5:00 p.m.. Seconded by Board member Doyle. Unanimously approved.

**BOARD OF ZONING APPEALS**

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Secretary of the Board